



PATENT

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THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

KEVIN P. PARKER

Application No. 10/670,749

Filed: September 25, 2003

For: **APPARATUS AND METHOD
FOR BINDING A BOOK**

Group Art Unit: 3722

Examiner: Unknown

**INFORMATION
DISCLOSURE
STATEMENT**

400 Montgomery Street
Suite 1110
San Francisco, CA 94104
(415) 433-2250

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on March 25, 2004.

GIRARD & EQUITZ LLP

Date: 03/25/04

By:


Marsha A. Townsend

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant submits herewith patents, publications or other information [attached hereto and listed on the attached Form PTO-1449 (modified)] of which they are aware, which they believe may be material to the examination of this application and in respect of which there may be a duty to disclose in accordance with 37 CFR § 1.56.

This Information Disclosure Statement:

- (a) ☐ before the mailing of the first Office Action, after the filing of a Request for Continued Examination, under §1.114.
- (b) ☐ is filed within three months after the filing date of the application or within three months after the date of entry of the national stage of a PCT application as set forth in 37 CFR § 1.491.
- (c) ☒ as far as is known to the undersigned, is filed before the mailing date of a first Office Action on the merits.



- (d) ☐ is filed after the first office action and more than three months after the application's filing date or PCT national stage date of entry filing but, as far as is known to the undersigned, prior to the mailing date of either a final rejection or a notice of allowance, whichever occurs first, and is accompanied by either the fee (\$180) set forth in 37 CFR § 1.17(p) **or** a certification as specified in 37 CFR § 1.97(e), as checked below.
- (e) ☐ is filed after the mailing date of either a final rejection or a notice of allowance, whichever occurred first, and the Issue Fee has not been paid, and is accompanied by the fee (\$130) set forth in 37 CFR § 1.17(i)(1) and a certification as specified in 37 CFR § 1.97(e), as checked below. This document is to be considered as a petition requesting consideration of the information disclosure statement.

[If either of boxes (d) or (e) are checked above, the following "certification" under 37 CFR § 1.97(e) may need to be completed.] The undersigned certifies that:

- (f) ☐ Each item of information contained in the information disclosure statement was cited in a communication mailed from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this information disclosure statement.
- (g) ☐ No item of information contained in this information disclosure statement was cited in a communication mailed from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned after making reasonable inquiry, was known to any individual designated in 37 CFR § 1.56(c) more than three months prior to the filing of this information disclosure statement.

A list of the patent(s) or publication(s) is set forth on the attached Form PTO-1449 (Modified).

A copy of the items on PTO-1449 (Modified) is supplied herewith:

(h) ☒ each (i) ☐ none (j) ☐ only those listed below



Enclosed is a photocopy of an insert illustrating and describing the Seal & View® Clear Label Protectors. The insert is contained in the manufacturer's packaging for the label protectors.

Those patent(s) or publication(s) which are marked with an asterisk (*) in the attached form PTO-1449 (Modified) are not supplied because they were previously cited by or submitted to the Office in a prior application no. , filed and relied upon in this application for an earlier filing date under 35 U.S.C. § 120.

A concise explanation of relevance of the items listed on form PTO-1449 (Modified) is:

- (k) ☐ not given
- (l) ☐ given for each listed item
- (m) ☐ given for only non-English language listed item(s)
[Required]
- (n) ☒ is in the form of an English language copy of a Search Report from a foreign patent office, issued in a counterpart application, which refers to the relevant portions of the references [copy attached].

The Examiner is reminded that a "concise explanation of the relevance" of the submitted items "may be nothing more than identification of the particular figure or paragraph of the patent or publication which has some relation to the claimed invention," MPEP § 609.

While the information and references disclosed in this Information Disclosure Statement may be "material" pursuant to 37 CFR § 1.56, it is not intended to constitute an admission that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

In accordance with 37 CFR § 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined



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in 37 CFR § 1.56(a) exists. It is submitted that the Information Disclosure Statement is in compliance with 37 CFR § 1.98 and MPEP § 609 and the Examiner is respectfully requested to consider the listed references.

[X] The Commissioner is hereby authorized to charge our Deposit Account No. **50-1697** for any fees required in connection with the filing of this Information Disclosure Statement.

Respectfully submitted,

Dated:

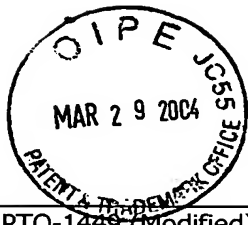
March 24, 04

By

Philip A. Girard
Registration No. 28,848
Tel. No. 415/433-2250

Attorney for Applicant

Our File: PRKR-4100



FORM PTO-1449 (Modified) (Rev. 7-80)		U.S Dept. of Commerce Patent and Trademark Office		Atty Docket No. PRKR-4100		Appln. No. 10/670,749	
INFORMATION DISCLOSURE CITATION							
(Use several sheets if necessary)							
				Applicant(s) KEVIN P. PARKER			
				Filing Date September 25, 2003		Group 3722	
U.S. PATENT DOCUMENTS							
*Examiner Initials		Document Number	Date	Name	Class	Subclass	Filing Date
	AA	3,816,866	06/18/74	MIASKOFF et al.	11	3	05/07/73
	AB	5,364,215	11/15/94	SNELLMAN et al.	412	3	09/28/92
	AC	4,377,430	03/22/83	BEXLEY et al.	156	184	04/06/81
	AD	Re. 29,105	01/11/77	MIASKOFF et al.	11	3	12/18/75
	AE	4,299,410	11/10/81	JUKOLA	281	21 R	09/05/79
	AF	5,154,447	10/13/92	TOOKER	281	21.1	09/09/91
	AG	5,779,423	07/14/98	BERMINGHAM	412	4	08/15/96
	AH	2,294,347	08/25/42	BAUER	154	46	12/24/38
	AI	3,847,718	11/12/74	WATSON	161	39	11/01/71
	AJ	4,420,282	12/13/83	AXELROD	412	4	04/30/80
	AK	4,496,617	01/29/85	PARKER	428	55	06/01/83
	AL	5,078,563	01/07/92	LOLLI	412	8	10/04/89
	AM	6,322,867 B1	11/27/01	RUSH et al.	428	40.1	12/18/98
	AN	5,605,425	02/25/97	SCHAEFER	412	4	04/27/95
	AO	5,601,312	02/11/97	FUNKHOUSER	281	21.1	12/02/94
	AP	6,174,120 B1	01/16/01	KALISHER	412	1	09/04/97
	AQ	4,800,110	01/24/89	DUCORDAY	428	43	07/06/87
	AR	4,537,544	08/27/85	JOOST	412	5	03/02/83
FOREIGN PATENT DOCUMENTS							
*Examiner Initials		Document Number	Date	Country	Class	Subclass	Translation YES NO
	AS	JP403227698A	10/08/91	JAPAN	312	184	X
OTHER DOCUMENTS							
	AT	Seal and View ®"Clear Label Protectors" Self Adhesive Stock NO. CLL manufactured by Smead, Hastings Minnesota. (ADMITTED PRIOR ART)					
Examiner					Date Considered		
<p>* Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.</p>							

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				Applicant(s) KEVIN P. PARKER			
				Filing Date September 25, 2003		Group 3722	
U.S. PATENT DOCUMENTS							
*Examiner Initials		Document Number	Date	Name	Class	Subclass	Filing Date
	AU	6,685,415 B2	02/03/04	RUSH et al.	412	37	02/03/04
	AV	6,709,727 B1	03/23/04	PARKER	428	40.1	10/06/00
	AW	5,340,155	08/23/94	PODOSEK	281	29	11/20/92
	AX						
	AY						
	AZ						
	BA						
	BB						
	BC						
FOREIGN PATENT DOCUMENTS							
*Examiner Initials		Document Number	Date	Country	Class	Subclass	Translation YES NO
	BD						
	BE						
OTHER DOCUMENTS							
	BF						
	BG						
Examiner					Date Considered		
<p>* Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.</p>							